

REMARKS

In the Office Action dated July 06, 2005 pending claims 22 and 24-40 were rejected for alleged double patenting against Odinak et al. in U.S. Patent No. 6,487,494. In response, Form PTO/SB26 is enclosed, and follows the requirements of MPEP § 1490.

DOUBLE PATENTING

Petitioner hereby disclaims, except as provided below, the terminal part of any patent granted on the instant application, which would extend beyond the expiration date of Patent No. 6,487,494, as presently shortened by any terminal disclaimer. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the above listed patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

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CONCLUSION

Applicants respectfully request withdrawal of the rejections, and allowance of claims 22 and 24-40. If the Examiner has any questions, the Examiner is invited to contact the Applicant's agent listed below.

Respectfully submitted,

BLACK LOWE & GRAHAM^{PLLC}



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EXPRESS MAIL CERTIFICATE

I hereby certify that this communication is being deposited with the United States Postal Service via Express Mail No. **EV509173293US** under 37 C.F.R. § 1.10 on the date indicated below addressed to: MAIL STOP AF; Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

10/6/2005

Date of Deposit

Myla Kerl

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